

The BOSTON REDEVELOPMENT AUTHORITY, a public body, politic and corporate, duly organized and existing pursuant to Chapter 121 of the Massachusetts General Laws, as amended, (Hereinafter called "BRA") and the MASSACHUSETTS BAY TRANSPORTATION AUTHORITY, a body politic and corporate, organized under the provisions of Chapter 563 of the acts of 1964, as amended, (hereinafter called "MBTA") in consideration of the mutual grants and covenants hereinafter set forth do hereby grant, each to the other, the following described in land in Boston, Suffolk County, Massachusetts:

1. The BRA hereby grants to the MBTA, its successors and assigns:
 - a. An easement for MBTA facilities in that area shown on a plan by Whitman & Howard, Inc., Engineers, Entitled "Property Line Map - Parcel 4" dated January 21, 1966 (Revised May 21, 1966) which plan is designated as Exhibit A and recorded herewith as "MBTA easement", which easement shall include:
 - (1) The right to operate and maintain the so-called Haymarket Square Subway Station and Washington Street Tunnel and to perform all necessary construction work for the extension of the Washington Street Tunnel to Charlestown.
 - (2) The right to operate and maintain two existing entrance-exit stairways connecting to said Haymarket Square Station.
 - (3) The right to construct, operate and maintain such additional entrance-exit or change lobby facilities as the MBTA shall consider desirable, provided that said facilities do not interfere with the operation of so much of the premises as is from time to time used for the public off-street parking of motor vehicles.
 - (4) The right of MBTA passengers to pass and repass,

Provided said right does not interfere with operation of so much of the premises as is from time to time used for the public off-street parking of motor vehicles.

- b. An easement for an MBTA passageway as shown on two plans, one prepared by Samuel Glaser Associates, Architects, and Kallmann and McKinnell, dated 5/18/66 (BRA Revised 7/8/66), entitled "Government Center Garage, Level 1 Plan" and Numbered A3 which plan has been designated as Exhibit X, Plan 1 of 2; and the other prepared by Samuel Glaser, Associates, Architects, which has been designated as Exhibit X, Plan 2 of 2, and consists of drawing number SK-58 entitled "Government Center Garage - Section Through Ramp and Subway Entrance Showing Future Stairs to Subway" dated 7 July 1966, and drawing number SK-40 entitled "Plan of Subway Connecting Tunnel", dated 9 June 66 (Revised 7 July 1966) which plans are recorded herewith.
2. The MBTA hereby grants to the BRA, its successors and assigns, a permanent easement to penetrate the ceiling and floor of its subway tunnel and station in seven locations in order to construct (and to maintain and repair) columns and foundation footings to support the public off-street parking facility and bus terminal proposed to be constructed over said subway tunnel and station, which penetrations shall be at the locations shown on a plan designated as Exhibit C, by Samuel Glaser Associates, Architects, and Kallman and McKinnell dated 5/18/66 (Revised 8 July 1966) Entitled "Government Center Garage, Site and Level 2 Plan" and numbered A4, which plan is recorded herewith, or such other locations as may be agreed upon by the MBTA and the BRA, its successors and assigns.

IN WITNESS WHEREOF, on this _____ day of _____,
1966, the parties hereto have caused this instrument in
five counterparts to be signed, sealed and delivered by
their duly authorized officers respectively.

BOSTON REDEVELOPMENT AUTHORITY

Approved as to Form:

By _____

General Counsel

MASSACHUSETTS BAY TRANSPORTATION
AUTHORITY

Approved as to Form:

By _____

General Counsel

M E M O R A N D U M

July 21, 1966

TO: BOSTON REDEVELOPMENT AUTHORITY

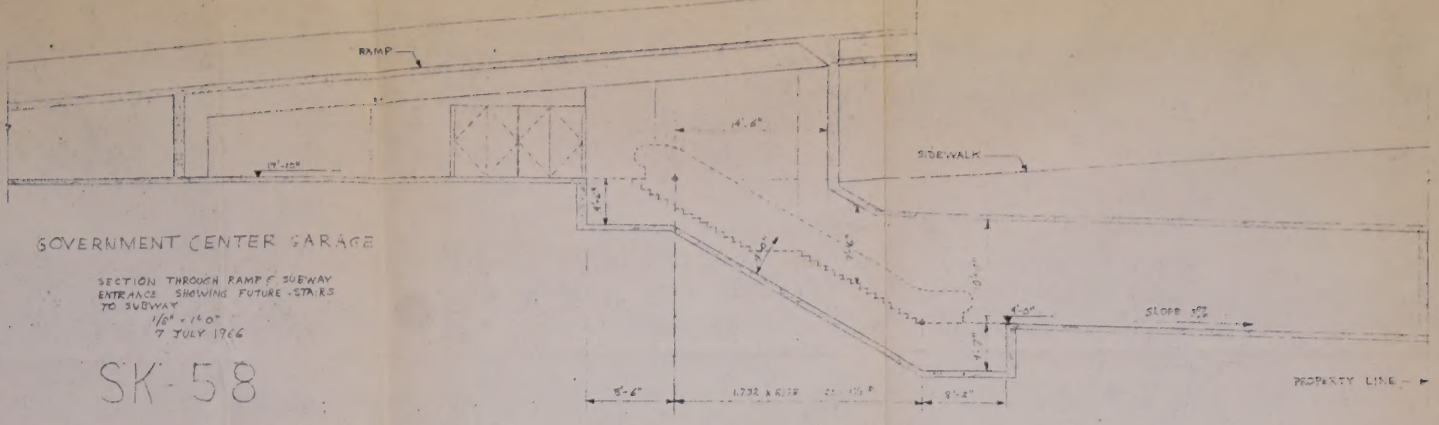
FROM: EDWARD J. LOGUE, DEVELOPMENT ADMINISTRATOR

SUBJECT: GOVERNMENT CENTER PARKING GARAGE - INDENTURE BETWEEN
BRA AND MBTA

As you know, a portion of the parking garage to be constructed in Government Center is to be built over the existing subway station and tunnel at Haymarket Square, necessitating our protection of MBTA rights in the area and acquiring from the MBTA the right to place foundation columns for the garage within its subway structure. At the last meeting, the Board approved an agreement between the BRA and the MBTA which in general terms covered these matters.

Attached is a proposed indenture between the MBTA and the BRA pursuant to which the BRA grants to the MBTA all necessary rights for the present and future MBTA operations to be carried on in this area, and the MBTA grants to the BRA the right to penetrate its tunnel structure and place foundation columns therein. The deed to the City for the garage will be granted subject to and with the benefit of the grants and restrictions contained in this indenture.

An appropriate vote is attached.



GOVERNMENT CENTER GARAGE

SECTION THROUGH RAMP & SUBWAY
ENTRANCE SHOWING FUTURE STAIRS
TO SUBWAY
1/8" = 1'-0"
7 JULY 1966

SK-58

SAMUEL GLASER ASSOCIATES ARCHITECTS
565 BOYLSTON STREET, BOSTON, MASSACHUSETTS

NOTE: THIS SKETCH
REPLACES SK-37 WHICH
IS VOID

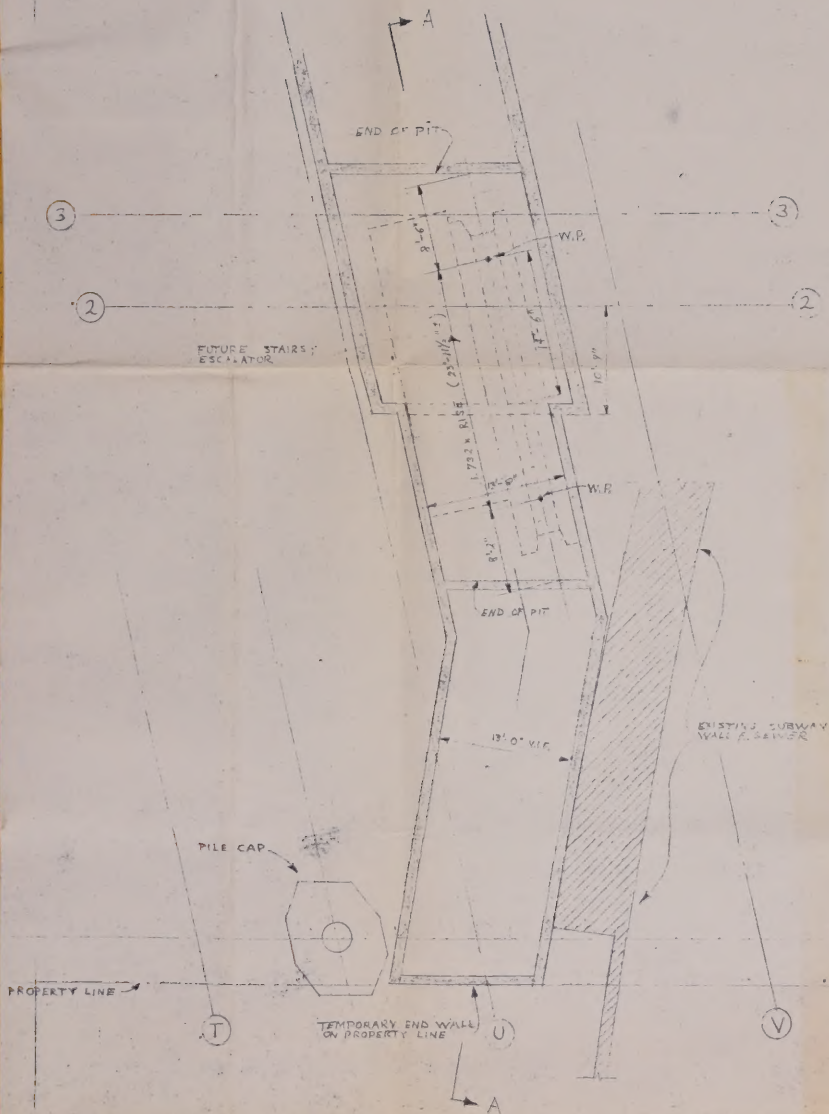


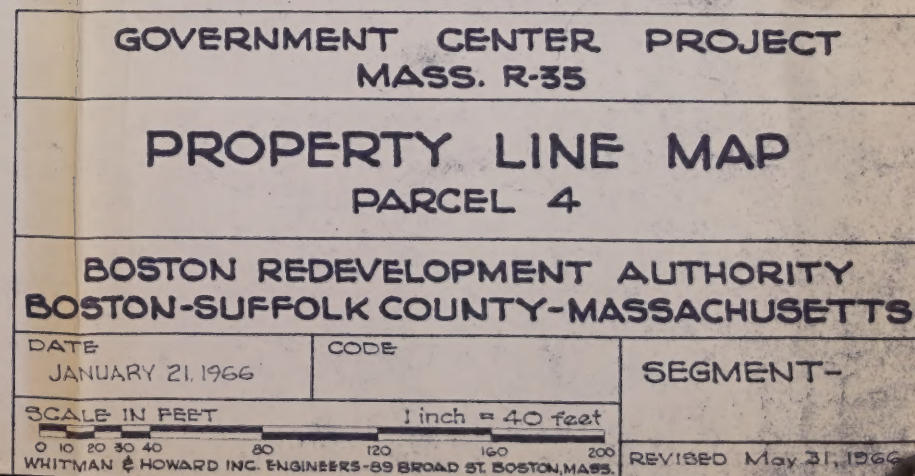
EXHIBIT X
PLAN 2 of 2

SK-40

PLAN OF SUBWAY CONNECTING TUNNEL
1/8" = 1'-0"
9 JUN 66

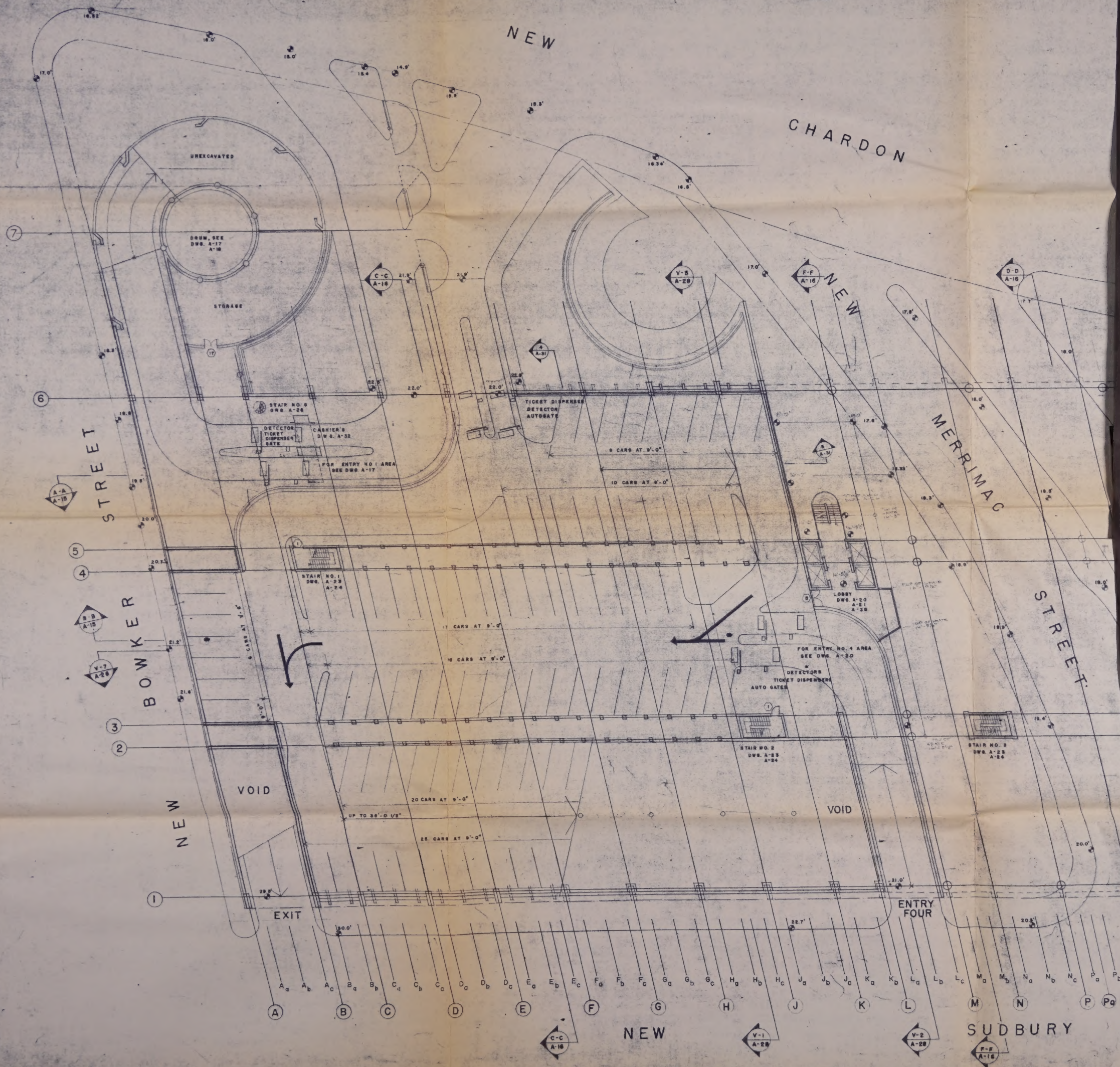
SAMUEL GLASER ASSOCIATES ARCHITECTS

SEE SK-58 FOR SECTION A-A
REVISED 7 JULY 1966



PART OF DOCUMENT NO. 644

MAPS EXHIBITS X & C



R DON

STREET

NOTE NO. 1
FOR DIMENSIONS SEE
STRUCTURAL DRAWINGS

NOTE NO. 2
FOR PARTIAL PART LINES
SEE DWG. A-17



PLAN N

MERRIMAC

STREET

BLACKSTONE STREET

ENTRY FOUR

SUDBURY

STREET

EXHIBIT C

LEGEND

- NEW ROOF WATERPROOFING AS REQUIRED BY GARAGE COLUMNS
- PROPOSED ENLARGEMENT OF SUBWAY TUNNEL BY MBTA
- 10'-0" WIDE PEDESTRIAN WAY
- GARAGE COLUMNS WITHIN THE SUBWAY STATION
- SUBWAY COLUMNS (NOT ALL ARE SHOWN)

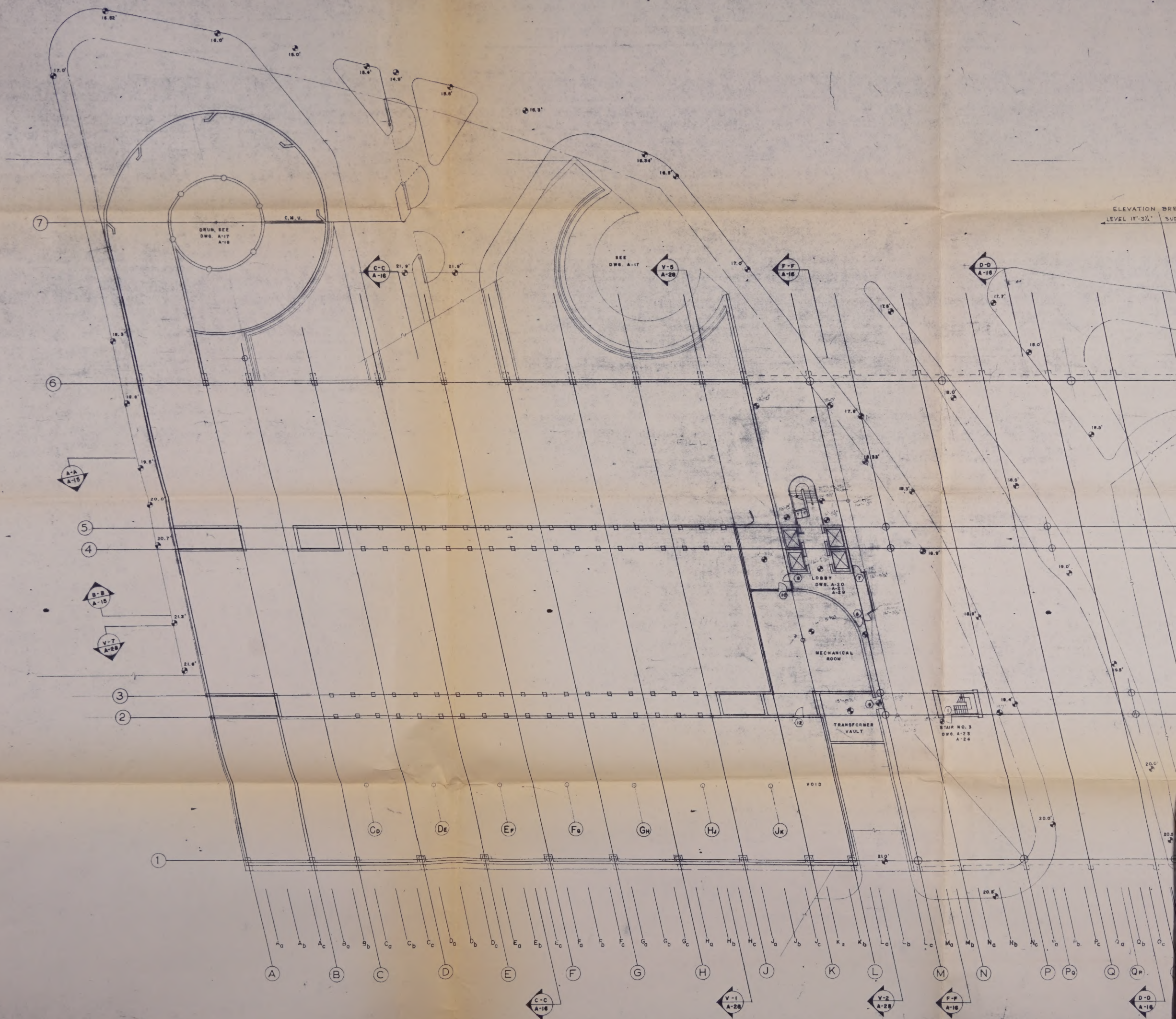
REVISED 8 JUL 66

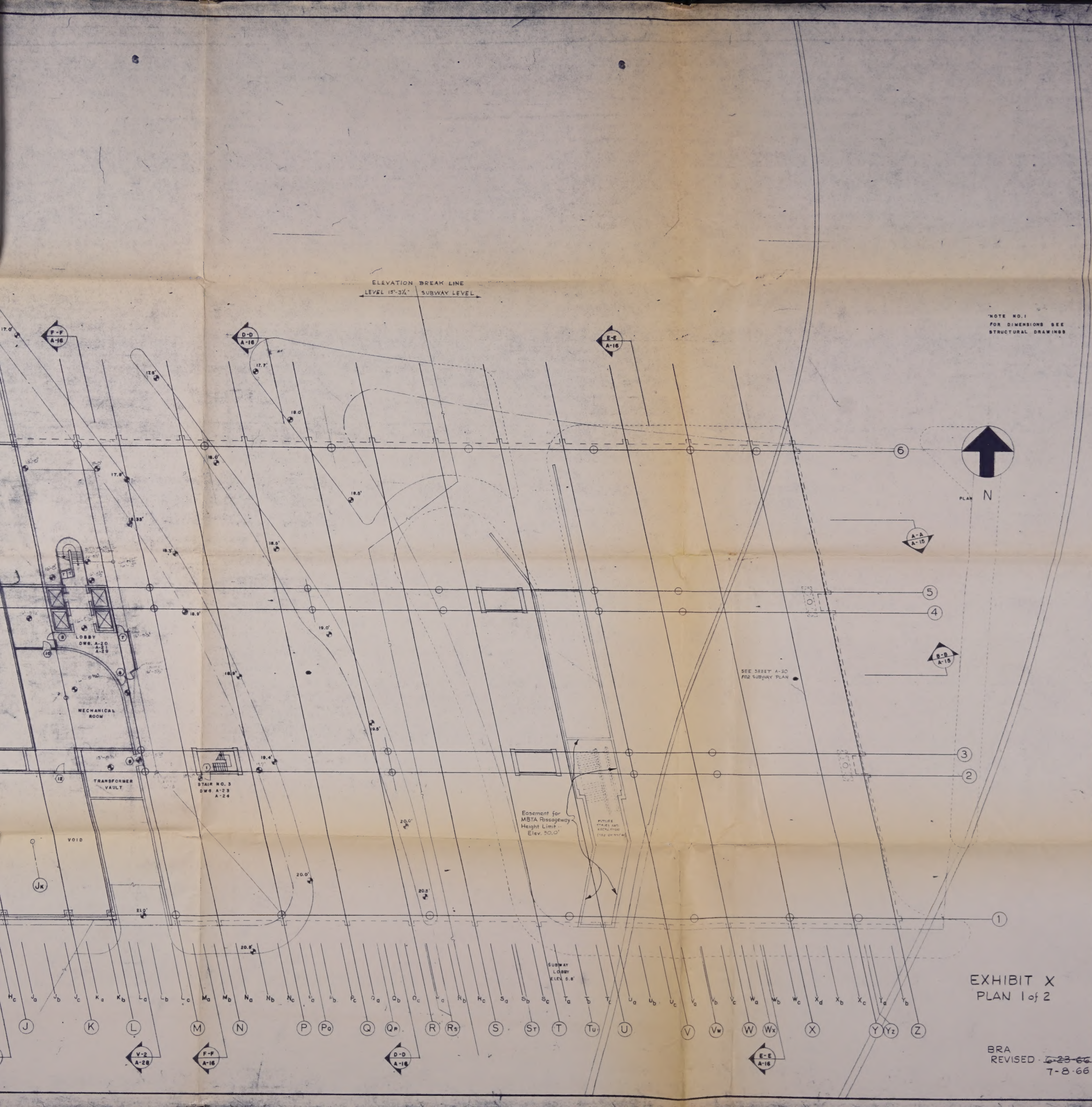
SITE & LEVEL 2 PLAN
ELEVATION 25'-8"

A
4

SAMUEL GLASER ASSOCIATES, ARCHITECTS AND KALLMANN AND MCKINNEIL
585 BOYLSTON STREET
BOSTON, MASSACHUSETTS
GOVERNMENT CENTER GARAGE







NOTE NO. 1
FOR DIMENSIONS SEE
STRUCTURAL DRAWINGS

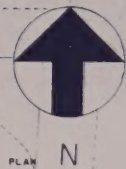


EXHIBIT X
PLAN 1 of 2

BRA
REVISED 6-23-66
7-8-66

SAMUEL GLASER ASSOCIATES, ARCHITECTS AND KALLMANN AND MCKINELL
585 BOYLSTON STREET
BOSTON, MASSACHUSETTS
GOVERNMENT CENTER GARAGE



LEVEL 1 PLAN
ELEVATION 15'-3 3/4"

A
3



COLUMBIAN NATURAL CLASP NO.
39 UNITED STATES ENVELOPE COMPANY
10 X 15